

**TENNESSEE BOARD OF DISPENSING OPTICIANS
MINUTES**

DATE: April 18, 2012

TIME: 9:00 a.m., CST

LOCATION: Health Related Boards Conference Center
Poplar Board Room
Heritage Place Metro Center
227 French Landing, Suite 150
Nashville, TN 37243

BOARD MEMBERS

PRESENT: Kathy Hawkins, DPO, Board Chair
Larry Christopher, DPO, Secretary
Donald Wells, DPO
Kimberly Jackson, DPO
LeRhonda Walton-Hill, DPO

BOARD MEMBERS

ABSENT: Edward Risby, PhD, Consumer Member

STAFF

PRESENT: Elizabeth Miller, Director of Health Related Boards
Stacy Tarr, Interim Unit Director
Sherry Owens, Board Administrator
Lucy Bond, Office of General Counsel
John Smith, Office of General Counsel

Ms. Hawkins called the meeting to order at 9:10 a.m. A quorum was present.

Minutes

Mr. Wells made a motion, seconded by Mr. Christopher, to approve the January 4, 2012 minutes as amended. The motion carried.

Office of General Counsel Report

Currently, the Board of Dispensing Opticians does not have any pending rules. There are not currently any pending cases in the Office of General Counsel.

Ms. Bond discussed House Bill 0618/Senate Bill 0181 to the Board regarding sunset review of the Board. There has been no action on this Bill by the House or the Senate.

Investigative Report

There are fourteen (10) open complaints.

Monitored Practitioner Report

There are currently eight (8) individuals being monitored.

Financial Report

For FY 2011, as of June 30, 2011, the Board had direct expenditures of \$59, 205.88, indirect expenditures \$54,078.99 and total revenues of \$125,981.27. The cumulative carryover is \$14, 575.13

Administrative Report

There are 846 active licensed dispensing opticians and 313 active apprentices. From December 20, 2011 to April 12, 2012, six (6) dispensing opticians and twenty-three (23) apprentices were licensed. Also during that period two (2) licenses were retired, ten (10) licensees failed to renew, and 7 licensees are deceased.

Practical Exam Results

The exam was given on March 19, 2012 and a total of 19 applicants took the exam and 8 passed. Mr. Christopher made a motion, seconded by Ms. Jackson to approve the results from the March 19, 2012 practical exam. The motion carried.

Ms. Hawkins stated that she would like the administrative staff to send to the apprentices, when they are approved, the information to study for the practical exam so they can be preparing during the 3 years they are working. Information will be brought back to the July meeting.

File Review

Susan Kistler sent a letter to the Board regarding her file to not have to complete an apprenticeship. The Board asked Ms. Kistler to submit her application for a Dispensing Optician to the Board along with the transcripts from the college and then she will be able to sit for the practical. Ms. Hawkins stated that situations such as this will be taken on a case by case basis.

Legislation

Theo Morrison, lobbyist for the Dispensing Opticians Board, discussed Senate Bill 0181/House Bill 0618. Mr. Morrison stated that the Bill was introduced in January 2011. Under the law with the Tennessee General Assembly they meet in 2 year increments with legislation. When the legislation adjourns any legislation that is left will expire and will have to be re-filed. Ms. Hawkins asked if they bring this back up in 2012 and do nothing then will it go away? Ms. Bond and Mr. Morrison stated it will die.

Walmart Labs

The Board approved Walmart labs for apprenticeship training. The Board has asked for a list of Walmarts' with labs and will revisit this discussion at the July meeting.

Rules

The Board has asked for language to be brought back to the Board at the July meeting regarding making the apprenticeships a six year maximum or the applicant will have to start over; having the six month evaluation form notarized; the definition of dispensing, to include the selling of eyewear, interpretation of prescription and transposing of prescription; Dropping the requirements of having to be licensed 3 years to be a supervisor to 2 years; require a supervision course for supervisors in the continuing education requirement and continuing education for the apprentice. The Board has asked that a discussion of internet eyewear and records be placed on the July meeting agenda.

New Licensees

Mr. Christopher made a motion, seconded by Ms. Walton-Hill to accept the newly licensed dispensing opticians.

Melanie Brown
Medio Caucci Jr
Lisa Drake
Bramlett Dyles
Lee Hamilton
Richard Hamilton
Antwan Horton
Meagan Lay
Russell Manier
Michael Miller
Tonya Necessary
Angela Palacios
Michelle Piedra
Rebecca Redmond
Tonya Rice
Marianna Tanner
Richard Valentine

The motion carried.

Application Review

Ms. Walton-Hill made a motion, seconded by Mr. Christopher to approve the following applicants to enter the dispensing optician apprentice training program:

Apprenticeships

Shkur Tairov
Melissa Mayer
Jessi Novy
Amanda Hart
Pattie Holder
Dana Khounviengxay

Isabel Perez
Stephanie Williams
Charles Smtihdeal
Jason Patterson
Steven Price
Christopher Joel McWhorter
Janet Smith
Krista Kittrell
Carmen Morrison
Rachel Riley
Traci Smotherman
Brittany Thompson
Jennifer Dodson
Daphne Cole
Brandy Church
Charity Lett
Gwendolyn Williams

The motion carried.

Ms. Walton-Hill made a motion, seconded by Mr. Christopher to approve the following dispensing optician applicants to sit for the practical examination:

Aaron Regan
Jennifer Dill
Rita Mullins
Angela Warden
Carissa Long
Christina Cacheiro-Handi

The motion carried.

Agreed Citations

Mr. Wells made a motion, seconded by Ms. Walton-Hill to approve the following agreed citation:

Anthony Schlemmer, license number 2120; practicing without a license

The motion carried.

Continuing Education Requests for Approval

All continuing education requests were approved as submitted:

Contact Lens Society of America

Slit Lamp Examinations: What Am I Seeing?

Changing Lives with Scleral Lenses

Fitting Kids with Contact Lenses; Why Would You Do That?

Yes, Presbyopes Can Wear Contact Lenses

Leading by Case Histories with Hybrid Contact Lenses

Why Do We....See the Way We See?
Anterior Segment Photography Using a Digital Camera
But Wait, There's More!
What's Your Brand?
Methods of Retinoscopy-A Hands on Course
Current Management Strategies for Keratoconus and Other Ectasia (Part 1)
Current Management Strategies for Keratoconus and Other Ectasia (Part 2)
Managing Presbyopia with Contact Lenses
Basic Soft Contact Lens Fitting and Follow-up
GP Fitting 101...Spherical, Aspheric or Toric (When to Choose Which?)
Do It- Write! How to Write a Technical Article
Achieving First-Fit Success with Toric Soft Lenses
Cosmetic and Prosthetic Contact Lenses
April 25-28, 2012
Newport Beach CA

McDonald and Associates, LLC

Marketing Health Services
Understanding Refraction
Troubleshooting the Difficult Rx
Rx Analysis: Understanding How to Evaluate the Ophthalmic Rx
Basic RGP Fitting
Contact Lense Update: New Materials/New Challenges
Management in a Changing Enviornment
Myopia and Other Ametropias
Working with Patients with UN-Equal Prescriptions
The Optician and the Eye Care Practice
Pseudophakia, Progressives and Prism
Ocular Anatomy and Physiology
Conflict Management Resolution
Gas Perm Fitting Basics
Management for the Professional
Effective Strategic Planning
Applied Ethics
Update on Silicone Hydrogels
Basic Refraction Procedures
July 22, 2012
LaQuinta Inn
2839 New Brunswick Road
Memphis TN 38133

2012 TDOA Annual Convention

How Important are the PAL Measurements You Take?
Electronic Eyewear Selection and Information Systems
Goal Setting for Ophthalmic Professionals
Physiological Optics for Opticians
Multifocals, Aspheres or Monovision: What's Best?
Soft Toric Lenses: The Consultant Prospective
Basic Ocular Anatomy and Physiology for Contact Lenses
The Incredible Eye
The Effects of Light, Tints and Coatings

Capitalizing on Contact Lens Practices
Wake up to Ortho K
Medical Errors: Recognition and Prevention
June 23-24, 2012
Park Vista Hotel
Gatlinburg TN

Reed Exhibitions/The Vision Council.....DENIED

International Vision Expo and Conference East 2012
March 22-25, 2012
Jacob Javits Convention Center
655 West 34th Street
New York NY 10001

Board Dates for 2013

January 9, 2013
April 10, 2013
July 10, 2013
October 9, 2013

All Board meetings will start at 9 a.m. central standard time and will be held at the Department of Health Conference Center, 227 French Landing, Suite 300, Nashville TN 37243

Review Correspondence

Steve Young has requested clarification from the Board regarding authorization to transpose multifocal rx. Rule 0480-01-14.(6)(a) states that this is allowed under the rules of the Board.

Peggy Powers sent a letter requesting to be able to do her continuing education online since she will be out of the country for the next several years. Mr. Wells a motion, seconded by Ms. Jackson, to waive the requirements but the Board encourages to take online courses through ABO and NCLE and Ms. Powers will need to show proof that she was abroad during that time period. Ms. Powers will be responsible for renewing her license on line when the time approaches. The motion carried.

Darryl Scott sent a letter to the Board requesting clarification of the duties of the Dispensing Optician and Apprentice. T.C.A 63-14-102, state that the rules allow for the selling of eyeglass wear under the dispensing of lenses as a duty of the registered apprentice or dispensing optician.

The Board received an anonymous letter regarding employees that are not licensed or registered and only work part time are being encouraged by managers to sell prescription glasses, including recommending frames, giving lens options and entering personal information into the computer. The Board stated that this person will need to file a complaint with the Investigations Division of Health Related Boards and due process will follow course.

With no other Board business to conduct, Mr. Christopher made a motion, seconded by Mr. Wells, to adjourn the meeting at 12:50 p.m.. The motion carried.

Ratified by the Board on July 11, 2012